

DEC. Sess.
1813.

mother of the said Ann Matilda Hebb, and shall descend to her heirs at law, and legal representatives, in the same manner as the said real estate would descend, if the same had not been sold under and in virtue of this act.

CHAPTER 152.

Passed Jan. 29, 1814. *An act for the benefit of the infant children of Gerard Briscoe, late of Charles county, deceased.*

Preamble.

WHEREAS Elizabeth Briscoe late of Charles county, by her petition to this General Assembly, has set forth, that her deceased husband Gerard Briscoe, late of the aforesaid county, deceased, died seized of a fee simple estate, in an house and lot in Port Tobacco, in the county aforesaid; which said estate is very unproductive, and that the said Gerard Briscoe left two infant children under ten years of age, and has also stated that it would be more beneficial to the said minors, that the said house and lot should be sold, and the money invested in some profitable fund, and has also prayed this General Assembly to pass a law authorising the orphans' court of Charles county, to hear and decide if the facts stated are true, and if so, that the said court shall be authorised and empowered to order and adjudge that the house and lot aforesaid shall be sold, and the proceeds thereof to be invested in such stock or funds as the said court may deem most conducive to the interest of the said minors; *Therefore,*

Orphans' court empowered on petition, to order a sale, appoint a trustee.

Section 1. BE IT ENACTED by the General Assembly of Maryland, That the justices of the orphans' court of Charles county, shall have full power and authority on the petition of the said Elizabeth Briscoe, (provided they shall be satisfied that it will conduce to the benefit of the said children) to order a sale of the house and lot of which the said Gerard Briscoe died seized, upon such terms as the said justices may think proper, and to appoint a trustee for the purpose of effecting such sale.

Sale to be confirmed,—bond recorded.

2. AND BE IT ENACTED, That any sale which shall be made under the authority granted by the provisions of this act, shall be notified to and confirmed by the justices of the orphans' court aforesaid, before the conveyance of the property shall be made, and bond in the name of the state of Maryland, with good and sufficient security, to be approved of by the said justices, shall be given by the person or persons empowered to sell the house and lot aforesaid, under the order aforesaid, for the due execution of the trust; which bond shall be deposited with the register of wills for Charles county, to be by him recorded among the proceedings of the orphans' court of said county, and shall be subject to be put in suit by any person or persons interested therein.

Proceeds appropriated.

3. AND BE IT ENACTED, That the trustee, to be appointed by the order of the justices aforesaid, shall invest the proceeds, after deducting the widow's interest, in

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